IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA)
)
v.) Criminal No. 05-8 Erie
)
MICHAEL KOSTENIUK)

WAIVER

I have been advised of my right to be present at my resentencing scheduled for January 3, 2008 at 11:00 a.m. After discussing the matter with my attorney, I hereby knowingly, intelligently, and voluntarily waive my right to be present at my resentencing.

Michael Kosteniuk